THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.6349 of 2007

22.8.2007

Between:

M/s.Ramakrishna Prasad Housing Private Limited,
Represented by its Managing Partner – Smt.V.Vijayalakshmi

…Petitioner

And

The Joint Collector, Medak District at Sangareddy
And another

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.6349 of 2007

ORDER:

Petitioner is a real estate company registered under the Companies Act, 1956 (the Act, for brevity). Statedly the company purchased an extent of Acs.11.213 gts in survey Nos.438, 440 to 454, 458, 458/A, 459, 463 to 470 and 473 situated at Chitkula village of Patancheru Mandal in Medak District. Possession was also delivered to the petitioner. It appears, there was a news item in a Telugu daily stating that petitioner encroached upon an extent of Acs.23.00 of Government land. Petitioner therefore approached the second respondent and sought for survey of the land, in vain. Petitioner then filed W.P.No.1800 of 2006. This Court disposed of the writ petition directing first respondent herein to get survey the petitioner's land by second respondent at the cost of petitioner company within ten weeks. Thereafter petitioner pursued the matter. After issuing notice, survey was conducted by second respondent but no representation was sent to first respondent. Petitioner further pursued the matter when the second respondent sent a communication to petitioner company. In the said letter, petitioner was informed that clarification is sought from higher authorities and that the submission of the report is in process. Aggrieved by the same, present writ petition is filed seeking direction to second respondent to complete the survey.

After hearing learned Counsel for petitioner and learned Assistant Government Pleader for Revenue (General-T), this Court is of considered opinion that considerable time lapsed from the date of survey conducted by second respondent in October/November 2006 to February 2007, when the communication sent to the petitioner, and till now. Therefore, at least now, second respondent should send report of his survey to first respondent. As and when such report is received

from second respondent, first respondent shall take necessary action in the matter in accordance with law. Petitioner is also given liberty to approach second respondent with a copy of this order for expediting the matter, as indicated herein above.

The writ petition, with the above observations and directions, is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

August 22, 2007
YS